

### Amendments to the Claims

1. (currently amended) A method of fabricating a photomask that facilitates accurate measurement of a critical dimension on the photomask ~~critical dimension~~, comprising ~~the steps of~~:

~~projecting~~ transferring a first pattern on a substrate in a first area;

~~projecting~~ transferring at least one test pattern on the substrate outside of the first area, wherein said at least one test pattern is representative of the critical dimension on the photomask; and

attaching a pellicle to the substrate, wherein the pellicle covers the first area, but does not cover the at least one test pattern.

2. (currently amended) The method of claim 1, ~~further comprising the step of~~ wherein projecting at least one test pattern includes duplicating a portion of the first pattern as the at least one test pattern.

3. (currently amended) The method of claim 2, wherein ~~the step of~~ duplicating a portion of the first pattern as the at least one test pattern includes using optical proximity correction in the at least one test pattern.

4. (currently amended) The method of claim 3, wherein ~~the step of~~ using optical proximity correction includes using shapes selected from the group consisting of serifs, hammerheads and scattering bars.

5. (currently amended) The method of claim 1, ~~further comprising the step of~~ transferring wherein projecting the first pattern and projecting the at least one test pattern include projecting the first pattern and the at least one test pattern substantially simultaneously on the substrate.

6. (currently amended) The method of claim 1, ~~further comprising the step of~~ wherein projecting the first pattern and projecting the at least one test pattern include

forming the first pattern and the at least one test pattern under substantially the same conditions.

7. (currently amended) A photomask that facilitates accurate measurement of a critical dimension on the photomask ~~critical dimension~~, comprising:

a substrate;

a first pattern formed on the substrate;

at least one test pattern formed on the substrate, wherein said at least one test pattern is representative of the critical dimension on the photomask; and

a pellicle attached to the substrate, wherein the pellicle is not attached over the at least one test pattern.

8. (currently amended) The photomask of claim 7, wherein the at least one test pattern is derived from a portion of the first pattern.

9. (currently amended) The photomask of claim 7, wherein the at least one test pattern includes optical proximity correction.

10. (original) The photomask of claim 9, wherein the optical proximity correction includes shapes selected from the group consisting of serifs, hammerheads and scattering bars.

11. (original) The photomask of claim 7, wherein the photomask is a binary chrome-on-glass mask.

12. (original) The photomask of claim 7, wherein the photomask is a phase shifting mask.

13. (currently amended) A method of monitoring a critical dimension of a photomask including a substrate having a first pattern in a first area, a test pattern in a

second area outside of the first area, and a pellicle attached to the substrate which covers the first area but does not cover the second area, wherein a critical dimension of the test pattern is similar in magnitude to a critical dimension of the first pattern, the method comprising ~~the steps of:~~

measuring the critical dimension of the test pattern at a time when the pellicle is attached to the substrate; and

estimating the critical dimension of the first pattern based on the measuring step.

14. (new) The method of claim 1, wherein the at least one test pattern includes patterns typical of the first pattern.

15. (new) The photomask of claim 7, wherein the at least one test pattern includes patterns typical of the first pattern.